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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KAREN VERNON, guardian ad litem for
RAYMOND GARDELLA and NORMA
K. GARDELLA, individually, and as
husband and wife,

Case No.: 3:14-cv-00243-MMD-VPC

Plaintiffs,

v.

WELLS FARGO BANK, NATIONAL
ASSOCIATION, a Delaware corporation,
individually and doing business as
WELLS FARGO & COMPANY;
CITIBANK, N.A., a National Banking
Association, as successor in interest
to California Federal Bank,

Defendants.

STIPULATION AND ORDER RE: THIRD AMENDED COMPLAINT

(FIRST REQUEST)

Plaintiff and defendants stipulate and agree that plaintiff may file and, through the court's electronic filing system, serve her third amended complaint on counsel for defendants, Wells Fargo Bank and Citibank. The parties acknowledge that the deadline to amend pleadings has passed under the existing discovery plan. Plaintiff was recently granted leave to file her second amended complaint, which included an admitted misnomer as to the defendant Citibank, N.A. The third amended complaint does nothing more than

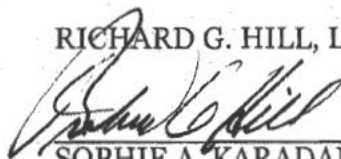
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1 correct that misnomer. Both Wells Fargo and Citibank continue to deny liability for all
2 certificates of deposit at issue. Plaintiff's case still meets the jurisdictional requirements of
3 28 U.S.C. §1332 (diversity of citizenship). The Third Amended Complaint is attached as
4 EXHIBIT 1.

5 RESPECTFULLY SUBMITTED.

6
7 DATED: April 10, 2015

RICHARD G. HILL, LTD.


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12
13 DATED: April 10, 2015

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18
19 DATED: April 10, 2015

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Attorneys for Citibank, N.A.

23 **ORDER**

24 IT IS SO ORDERED. Plaintiffs are ordered to file the third amended
25 complaint attached at dkt. no. 63-1.
26 DATED THIS 21st day of April 2015.

27
28 
MIRANDA M. DU
UNITED STATES DISTRICT JUDGE